

House File 688

H-1207

1 Amend House File 688 as follows:

2 1. Page 1, before line 1 by inserting:

3 <DIVISION I

4 RULEMAKING PROCEDURES AND RELATED MATTERS>

5 2. Page 1, by striking line 27 and inserting <components,
6 the judicial>

7 3. Page 4, by striking lines 17 through 20.

8 4. Page 4, by striking lines 30 through 35 and inserting:

9 <When an agency establishes the amount of a license fee,
10 application fee, or other fee, including any subsequent
11 increase or decrease in the amount, the amount shall be
12 specified in a notice of intended action and a rule adopted
13 by the agency. This section does not apply when the amount
14 of a fee is specifically established or described in the Iowa
15 Code, Iowa Acts, or Iowa court rules, or by federal law. This
16 section shall not be construed to authorize an agency to
17 establish a fee without statutory authority.>

18 5. Page 5, by striking lines 1 through 26.

19 6. Page 6, after line 2 by inserting:

20 <Sec. _____. Section 256.54, subsection 2, paragraph b, Code
21 2023, is amended to read as follows:

22 *b.* Maintain, as an integral part of the law library,
23 reports of various boards and agencies, copies of bills,
24 journals, other information relating to current or proposed
25 legislation, ~~and~~ copies of the Iowa administrative bulletin
26 and Iowa administrative code and, consistent with section
27 17A.6, subsection 2, copies of any publications incorporated by
28 reference in the bulletin or code.

29 Sec. _____. NEW SECTION. 505.35 **Adoption of standards by**
30 **reference — rules.**

31 Rules adopted by the commissioner pursuant to chapter 17A
32 that adopt a standard by reference to another publication or
33 portion thereof are exempt from the requirements of section
34 17A.6, subsection 4, with respect to the following:

35 1. Professional standards of practice and membership

1 requirements established by the actuarial standards board,
2 the American academy of actuaries, the American institute of
3 certified public accountants, or their successor organizations.

4 2. The following publications of the national association
5 of insurance commissioners:

6 a. Valuation manual used to establish principle-based
7 reserves for the life insurance industry.

8 b. Accounting practices and procedures manual.

9 c. Financial examiners handbook.

10 d. Financial analysis handbook.

11 e. Annual/quarterly financial statement blank and
12 instructions.>

13 7. Page 6, line 3, before <Act> by inserting <division of
14 this>

15 8. Page 6, after line 4 by inserting:

16 <DIVISION ____
17 AGENCY STATUTES AND RULES

18 Sec. _____. Section 7E.7, subsection 2, Code 2023, is amended
19 by striking the subsection.

20 Sec. _____. Section 12.28, subsection 1, paragraph b, Code
21 2023, is amended to read as follows:

22 b. "*State agency*" means a board, commission, bureau,
23 division, office, department, or branch of state government.
24 However, state agency does not mean the state board of regents,
25 institutions governed by the board of regents, or authorities
26 created under [chapter 16](#), ~~257C~~, or [261A](#).

27 Sec. _____. Section 12.30, subsection 1, paragraph a, Code
28 2023, is amended to read as follows:

29 a. "*Authority*" means a department, or public or quasi-public
30 instrumentality of the state including but not limited to the
31 authority created under [chapter 12E](#), [16](#), ~~257C~~, or [261A](#), which
32 has the power to issue obligations, except that "*authority*"
33 does not include the state board of regents or the Iowa
34 finance authority to the extent the Iowa finance authority acts
35 pursuant to [chapter 260C](#). "*Authority*" also includes a port

1 authority created under [chapter 28J](#).

2 Sec. _____. Section 15E.63, subsection 11, Code 2023, is
3 amended to read as follows:

4 11. The board shall adopt rules pursuant to chapter
5 17A necessary to administer the duties of the board. The
6 department of revenue may adopt rules pursuant to chapter 17A
7 related to the duties of the board or this chapter.

8 Sec. _____. REPEAL. Chapter 257C, Code 2023, is repealed.

9 Sec. _____. RESCISSION OF ADMINISTRATIVE RULES.

10 1. The following Iowa administrative rules are rescinded as
11 of July 1, 2023:

12 a. 285 Iowa administrative code, chapter 1.

13 b. 791 Iowa administrative code, chapter 1.

14 2. As soon as practicable after July 1, 2023, the Iowa
15 administrative code editor shall remove the language of the
16 Iowa administrative rules referenced in subsection 1 of this
17 section from the Iowa administrative code.>

18 9. Title page, by striking lines 1 and 2 and inserting <An
19 Act concerning the state rulemaking process, related matters
20 pertaining to agency functions, and including effective date>

21 10. By renumbering as necessary.

SEXTON of Calhoun